IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

FAO No. 2294 of 2006 (O&M)
Date of decision : 30.10.2006

Gopal Sharma

....Appellant

Versus

Baldev Singh and others

...Respondents

CORAM : HON'BLE MR.JUSTICE UMA NATH SINGH
HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Vivek Goel, Advocate
for the appellant.

...

MAHESH GROVER, J.

Delay in filing the appeal is condoned.

The present appeal has been preferred by the driver of the offending vehicle, which was a truck, against the award of the Motor Accident Claims Tribunal, Yamuna Nagar at Jagadhri dated 23.11.2005 passed in M.A.C.T. Case No.98 of 2003.

In the accident which is alleged to have taken placed on 24.7.2003, the Tribunal awarded a sum of Rs.73,000/- for the loss of a mare. The only contention raised by the learned counsel for the appellant is that the Tribunal has wrongly burdened the appellant with the entire liability except Rs.6,000/- which was fastened upon the insurance company. The learned counsel for the appellant has been unable to show the nature of the policy in the absence of which the reasoning of the Tribunal cannot be faulted with.

There is thus no merit in this appeal which is accordingly dismissed.

(MAHESH GROVER)
JUDGE

30.10.2006

(UMA NATH SINGH)
JUDGE

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